Docket No.: <u>Q94259</u>

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (37 C.F.R. 1.63)

### 特許出願宣言書および委任状(37 C.F.R. 1.63)

#### Japanese Language Declaration

| 私は以下の通り宣言します:   | I hereby declare that:   |  |  |
|---|--|--|--|
| 各発明者の住所、郵送先、および国籍は下記氏名の後に<br>記載された通りです。   | Each inventor's residence, mailing address, and citizenship are as stated below next to their name.  |  |  |
| 下記名称の発明に関し請求範囲に記載され特許出願がされている発明内容につき、下記に記載された発明者が本来かつ最初の発明者であると信じます。  | I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  |  |  |
|   | AMINO ALCOHOL DERIVATIVES, MEDICINAL COMPOSITION CONTAINING THE SAME, AND USE OF   |  |  |
|   | THESE  |  |  |
| □ L \$1 ♥ 印 ♠ 日 ← ◆ 1 → ★ 1 | D the amositions of the big set of the set   |  |  |
| □ 上記発明の明細書は本書に添付されます。   | the specification of which is attached hereto  |  |  |
| または   | OR   |  |  |
| □ 上記発明は米国出願番号あるいは PCT 国際出願番号  | was filed on as United States Application Number or PCT International Application Number and was amended on  |  |  |
| する場合)。  | (if applicable).   |  |  |
| 私は補正が上に明示された場合は補正された特許請求範囲を含む前記明細書の内容を検討し、理解していることをここに表明します。  | I hereby state that I have reviewed and understand the contents<br>of the above identified specification, including the claims, as<br>amended by any amendment specifically referred to above.   |  |  |
| 私は一部継続出願の場合先行出願の出願日から一部継続<br>出願の国内あるいは PCT 国際出願日までの期間中に入手<br>された重要な情報を含み、37 C.F.R. 1.56 に定義され<br>る特許性に肝要な情報について開示義務があることを認<br>めます。  | I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. |  |  |
|   |  |  |  |

#### Japanese Language Declaration

私は35 U.S.C. 119(a)-(d) あるいは(f), または365(b) に基づき特許、発明者、あるいは植物育種家証書の下記外国出願、または365(a)に基づきアメリカ合衆国以外の少なくとも1ヶ国を指定した下記PCT 国際出願についての外国優先権特典をここに主張するとともに、下記項目にx印を付けることにより優先権を主張する出願以前の出願日を有する特許、発明者、あるいは植物育種家証書の外国出願またはPCT 国際出願を示します。

偽の陳述はそれに基づく特許出願あるいは成立特許の有

効性を危うくする可能性があることを認識した上でこれ

らの陳述をなしたことを宣言します。

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application No<br>先行外国出願番号  | ımber(s)   |   |  | Claimed?<br>の主張 ?                                      |  |
|---|--|---|--|--|--|
| 364685/2003   | _JP  | October 24, 2003  | Yes<br>有り<br><u></u>   | No<br>無し   |  |
| (Application Number)<br>(出願番号)  | (Country)<br>(国名)  | (Filing Date)<br>(出願日)  | <b>├</b> ─1  |  |  |
| (Application Number)<br>(出願番号)  | (Country)<br>(国名)  | (Filing Date)<br>(出願日)  | U  |  |  |
| 私は 35 U.S.C. 119(e)に基<br>内優先権をここに主張した   | づき下記の米国仮特許出願の国<br>ます。  | I hereby claim domestic priority under United States provisional application(s)   |  | (e) of any   |  |
| (Application Number)<br>(出願番号)  | (Filing Date)<br>(出題日)   |   |  |  |  |
| (Application Number)<br>(出願番号)  | (Filing Date)<br>(出願日)   |   |  |  |  |
| は 365(c)に基づき米国を<br>益をここに主張し、本特<br>の内容が 35 U.S.C. 112<br>より先行米国あるいは P<br>ない限りにおいて 37 C.<br>の特許性に肝要で、先行<br>出願の国内あるいは PC | はづき下記米国特許出願、あるい<br>指定する下記 PCT 国際出願の利<br>許出願内特許請求範囲の各項目<br>の最初の項に規定される方法に<br>PCT 国際特許出願で開示されてい<br>F.R. 1.56 に定義される本出願<br>行特許出願の出願日から本特許<br>T 国際出願日までの期間中に入<br>開示義務があることを認めま | I hereby claim benefit under 35 U.S.C. 120 of any United States application(s) or 365(c) of any PCT international application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge my duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application: |  |  |  |
| Prior U.S. or International A<br>先行米国あるいは国際出  |  |   |  |  |  |
| (Application Number)<br>(出願番号)  | (Filing Date)<br>(出願日)   | (Status: patented, pending, abandoned)<br>(状態:特許成立済、保厲中、放棄  |  |  |  |
| (Application Number)<br>(出願番号)  | (Filing Date)<br>(出願日)   | (Status: patented, pending, abandoned)<br>(状態:特許成立済、係属中、放棄  |  |  |  |
| ての陳述が真実であり、<br>いてなされたすべての陳<br>ることをここに宣言し、<br>述等々は 18 U.S.C. 1001  | の知識に基づいてなされたすべ<br>情報および信ずるところに基づ<br>述が真実であると信じられてい<br>さらに故意になされた虚偽の陳<br>に基づき罰金あるいは拘禁また<br>り、またかような故意による虚   | I hereby declare that all statements in knowledge are true and that all statement and belief are believed to be true; statements were made with the know statements and the like so made are imprisonment, or both, under 18 U.S willful false statements may iconard.  | nts made on in and further to ledge that will punishable buries. C. 1001 and | formation that these allful false by fine or that such |  |

application or any patent issued thereon.

#### Japanese Language Declaration

委任状:私は下記の米国特許商標局(USPTO)顧客番号のもとに記載される SUGHRUE MION 法律事務所のすべての弁護士を、同顧客番号のもとに記載される個々の弁護士は Sughrue Mion 法律事務所のみの自由裁量に基づき変更され得ることを認識した上で、本特許出顧の手続きおよびそれに関わる米国特許商標局との業務を遂行する弁護士として指名し、本特許出願に関するすべての通信が同 USPTO 顧客番号のもとに提出された住所宛に送付されることを要請します。

POWER OF ATTORNEY: I hereby appoint all attorneys of SUGHRUE MION, PLLC who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

## STATEMENT OF ACCURATE TRANSLATION IN ACCORDANCE WITH 37 C.F.R. §1.69(b):

The declaration and power of attorney is an accurate translation of the corresponding English language declaration and power of attorney.

Signature

Date

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

電話連絡は下記へ:

SUGHRUE MION, PLLC (202) 293-7060

Direct Telephone Calls to: SUGHRUE MION, PLLC

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| NAME OF SOLE OR FIRST INVENTOR:<br>唯一あるいは第一の発明者名  |   |  |  |  |
|---|---|--|--|--|
| Given Name (first and middle [if any])<br>名 (名およびミドルネーム[該当する場合]) Junichi  | Family Name or Surname<br>姓 KOBAYASHI                     |  |  |  |
| Inventor's signature<br>英明者の署名  Junichi  Cobayashi  | Date April 5, 2006  |  |  |  |
| Residence:<br>住所: Nagano, Japan   | Citizenship<br>国籍 Japan                                   |  |  |  |
| Mailing Address: c/o Central Research Laboratories, Kissei Pharmaceutical Co., Ltd., 4365-1, Hotaka-Kashiwabara, Azumino-shi, 98送先: Nagano 399-8304 Japan |   |  |  |  |
| NAME OF SECOND INVENTOR:<br>第二の発明者名:  |   |  |  |  |
| Given Name (first and middle [if any])  | Family Name or Surname                                    |  |  |  |
| 名 (名およびミドルネーム[該当する場合]) Tetsuya  | 姓 NAKAMURA  |  |  |  |
| Inventor's signature  | Date<br>日村 April 5、2006                                   |  |  |  |
| Residence:<br>住所: Nagano, Japan   | Citizenship<br>国籍 Japan                                   |  |  |  |
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| NAME OF THIRD INVENTOR:<br>第三の発明者名:  |                                     |              |                           |  |  |
|--|-------------------------------------|--------------|---------------------------|--|--|
| Given Name (first and middle [if any])<br>名 (名およびミドルネーム[該当する場合]) Hideyuki  | Family Name or Surname  姓  MURANAKA |              |                           |  |  |
| Inventor's signature<br>発明者の署名 Hideyuki Muranaka   | Date<br>日付                          |              | tpril 5.2006              |  |  |
| Residence:<br>住所: Nagano, Japan  |                                     |              | Citizenship<br>国籍 Japan   |  |  |
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| NAME OF FOURTH INVENTOR:<br>第四の発明者名:   |                                     |              |                           |  |  |
| Given Name (first and middle [if any])<br>名 (名およびミドルネーム[該当する場合]) Takehiro  | Family Name or Surname 姓 ISHIKAWA   |              | ISHIKAWA                  |  |  |
| Inventor's signature<br>発明者の署名 Takehiro Ishikawa   |                                     | Date<br>日付 A | pril 5. 2006              |  |  |
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| NAME OF FIFTH INVENTOR:<br>第五の発明者名:  |                                     |              |                           |  |  |
| Given Name (first and middle [if any])<br>名 (名およびミドルネーム[該当する場合]) Tetsuro   | Family Name or Sur<br>姓             |              | TAMAI                     |  |  |
| Inventor's signature<br>発明者の署名 Tetsuvo Tamai   |                                     | Date<br>日付   | lpril 6, 2006             |  |  |
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| NAME OF SIXTH INVENTOR:<br>第六の発明者名:  |                                     |              |                           |  |  |
| Given Name (first and middle [if any])<br>名 (名およびミドルネーム[該当する場合]) Satoshi   | Family Name or Surname  姓 AKAHANE   |              | AKAHANE                   |  |  |
| Inventor's signature   |                                     | Date<br>日付 , | April 6, 2006             |  |  |
| Residence:<br>住所: Nagano, Japan  |                                     |              | Citizenship<br>国籍 Japan   |  |  |
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|  |                                     |              | <del>-</del>              |  |  |